



United States of America
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

Jason Smathers
Muck Rock News
Muck Rock News, DEPT MR 8312, P.O. Box 55819
Boston, MA 02205-5819

OCT 25 2013

Re: FOIA-2014-00130
2013 FOIA Log

Dear Mr. Smathers:

This is in response to your request dated October 21, 2013 under the Freedom of Information Act seeking access to the FOIA Log for fiscal year 2013. In accordance with the FOIA and agency policy, we have searched our records as of October 22, 2013, the date we received your request in our FOIA office.

We have located one responsive record. I am granting partial access to the accessible records. Portions of these pages fall within the exemptions to the FOIA's disclosure requirements, as explained below.

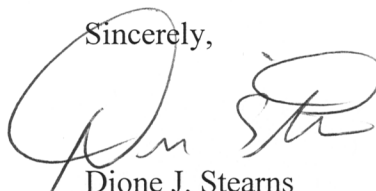
I am denying access to the names of private individuals requesting information on themselves. This information is exempt from release under FOIA Exemption 6, 5 U.S.C. § 552(b)(6), because individuals' right to privacy outweighs the general public's interest in seeing this information. *See The Lakin Law Firm v. FTC*, 352 F.3d 1122 (7th Cir. 2003).

Likewise, the names of private individuals are exempt under the Privacy Act. The Privacy Act states that "no agency shall disclose any record which is contained in a system of records by any means of communication to any person... except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains..." 5 U.S.C. § 552a(b). Moreover, the Privacy Act prohibits more than dissemination of records themselves, but also nonconsensual disclosure of any information that has been retrieved from a protected record. *See Orekoya v. Mooney* 330 F.3d 1, 6 (1st Cir. 2003).

If you are not satisfied with this response to your request, you may appeal by writing to Freedom of Information Act Appeal, Office of the General Counsel, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington D.C. 20580, within 30 days of the date of this letter. Please enclose a copy of your original request and a copy of this response. If you believe that we should choose to disclose additional materials beyond what the FOIA requires, please explain why this would be in the public interest.

If you have any questions about the way we handled your request or about the FOIA regulations or procedures, please contact James Witherington at 202-326-3661.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dione J. Stearns', written over the word 'Sincerely,'.

Dione J. Stearns
Assistant General Counsel

Enclosed: CD-Rom